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Robinson, JUNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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 THE ANNUITY, PENSION, WELFARE and APPRENTICESHIP  
 SKILL IMPROVEMENT AND SAFETY FUNDS of the  
 INTERNATIONAL UNION OF OPERATING ENGINEERS,  
 LOCAL 137, 137A, 137B, 137C & 137R, AFL-CIO, by its  
 TRUSTEES EDWARD KELLY, JEFFREY LOUGHLIN,  
 PETER PATERNO, ROSS PEPE, NICHOLAS SIGNORELLI  
 and NICHOLAS SIGNORELLI, JR., and JOHN and JANE DOE,  
 as Beneficiaries of the ANNUITY, PENSION, WELFARE and  
 APPRENTICESHIP SKILL IMPROVEMENT AND SAFETY  
 FUNDS of the INTERNATIONAL UNION OF OPERATING  
 ENGINEERS, LOCAL 137, 137A, 137B, 137C & 137R, AFL-CIO,

STIPULATION OF  
DISCONTINUANCE  
WITH PREJUDICE

08-CIV-2092 (SCR)

Plaintiffs,

-against-

NACIREMA ENVIRONMENTAL SERVICES COMPANY, INC.,

Defendant.  
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IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for the parties to the above-entitled action, that whereas no party is an infant, incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, the above-entitled action be, and the same hereby is discontinued with prejudice as against Defendant NACIREMA ENVIRONMENTAL SERVICES COMPANY, INC., and without costs to either parties as against the others. This Stipulation may be filed without further notice with the Clerk of the Court.

Dated: Hastings-on-Hudson, New York  
 May 5, 2008

BRADY MCGUIRE &amp; STEINBERG, P.C.

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 By: James M. Steinberg (JS-3515)  
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TOBIA &amp; SORGER ESQS., LLC

*Ronald L. Tobia*  
 By: Ronald L. Tobia (RT-9775)  
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So Ordered:

*Stephen C. Robinson*  
 The Honorable Stephen C. Robinson, U.S.D.J.

DATED:

May 6, 2008

